Case 17-18320-CMG Doc 43 Filed 06/07/18 Entered 06/07/18 16:44:52 Desc Main

Document Page 1 of 3
UNITED STATES BANKRUPTCY COURT

The same of No.

Order Filed on June 7, 2018 by Clerk U.S. Bankruptcy Court District of New Jersey

Case No.: 17-18320 / CMG

Curtis J. Pullen, Sr. Hearing Date: 06/06/2018

Judge: Christine M. Gravelle

Debtor(s) Chapter: 13

ORDER CONFIRMING MODIFIED CHAPTER 13 PLAN

The relief set forth on the following pages, numbered two (2) through three (3) is **ORDERED**.

DATED: June 7, 2018

District of New Jersey

Trenton, NJ 08650

(609) 587-6888

In re:

Albert Russo Cn 4853

Caption in Compliance with D.N.J. LBR 9004-1(b)

Honorable Christine M. Gravelle United States Bankruptcy Judge Case 17-18320-CMG Doc 43 Filed 06/07/18 Entered 06/07/18 16:44:52 Desc Main Document Page 2 of 3

The modified plan of the debtor having been proposed to creditors, and a hearing having been held on

the confirmation of such modified plan, and it appearing that the applicable provisions of the Bankruptcy

Code have been complied with; and for good cause shown, it is

ORDERED that the modified plan of the above named debtor, dated 04/24/2018, or the last amended plan of the debtor be and it is hereby confirmed. The Standing Trustee shall make payments in accordance with 11 U.S.C. § 1326 with funds received from the debtor.

ORDERED that the plan of the debtor is confirmed to pay the Standing Trustee for a period of 60 months.

ORDERED that the debtor shall pay the Standing Trustee, Albert Russo, based upon the following schedule, which payments shall include commission and expenses of the Standing Trustee in accordance with 28 U.S.C. § 586:

\$5,346.00 PAID TO DATE

\$500.00 for 47 months beginning 6/1/2018

ORDERED that the case is confirmed with a calculated plan funding of \$28,846.00. General unsecured creditors are scheduled to receive a pro-rata dividend of funds available.

ORDERED that the Standing Trustee shall be authorized to submit, ex-parte, an Amended Confirming Order, if required, subsequent to the passage of the claims bar date(s) provided under Fed. R. Bank. P. 3002.

ORDERED that the debtor's attorney be and hereby is allowed a fee pursuant to the filed 2016(b) Statement. Any unpaid balance of the allowed fee shall be paid to said attorney through the Chapter 13 plan by the Standing Trustee.

Case 17-18320-CMG Doc 43 Filed 06/07/18 Entered 06/07/18 16:44:52 Desc Main Document Page 3 of 3

ORDERED that if the debtor should fail to make plan payments or fail to comply with other plan provisions for a period of more than 30 days, the Standing Trustee may file, with the Court and serve upon the Debtor and Debtor's Counsel, a Certification of Non-Receipt of Payment and request that the debtor's case be dismissed. The debtor shall have fourteen (14) days within which to file with the Court and serve upon the Trustee a written objection to such Certification.

ORDERED that upon completion of the plan, affected secured creditors shall take all steps necessary to remove of record any lien or portion of any lien discharged.

ORDERED that the Standing Trustee is <u>not authorized</u> to pay post-petition claims filed pursuant to 11 U.S.C. § 1305(a).

ORDERED that the debtor(s) must obtain a loan modification by 10/9/2018 or as extended by Loss Mitigation Order.

• Creditor CIT BANK., FKA ONEWEST BANK, PACER claim #1-1, will be paid outside of the Chapter 13 Plan.